

RESNICK & LOUIS, P.C.
PAUL A. ACKER, ESQ.
Nevada Bar No. 3670
ELEANOR D. MURPHY, ESQ.
Nevada Bar No. 15071
8945 West Russell Road, Suite 330
Las Vegas, NV 89148
Telephone: (702) 997-3800
Facsimile: (702) 997-3800
packer@rlattorneys.com
emurphy@rlattorneys.com
*Attorneys for Defendant,
Penn-Star Insurance Company*

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

JOSEPH ZIMMERMAN, individually and as
Trustee of the ZIMMERMAN FAMILY
TRUST 1994,

CASE NO.: 2:22-cv-1174-JCM-VCF

Plaintiff,

VS.

PENN-STAR INSURANCE COMPANY,

Defendant.

STIPULATION AND ORDER TO EXTEND DEADLINES

COMES NOW, Defendant PENN-STAR INSURANCE COMPANY (“Defendant”), by and through its counsel, PAUL A. ACKER, ESQ., and ELEANOR D. MURPHY, ESQ., of RESNICK & LOUIS, P.C., and Plaintiff JOSEPH ZIMMERMAN (“Plaintiff”) by and through his counsel, MICHAEL N. POLI, ESQ., of POLI, MOON & ZANE, PLLC, and KEVIN M. POLLACK, ESQ. of ROBINS CLOUD, LLP, do hereby stipulate to extend the deadlines for both parties to file their Oppositions to the competing Motions for Summary Judgment.

The dispositive motion deadline in this case was set for September 12, 2023, pursuant to the most recent scheduling and trial order [ECF No. 24]. The deadline for the parties to prepare and file a joint pretrial order would be October 12, 2023. Pursuant to Local Rule 26-1(b)(5), the parties stipulate to postpone the filing of the joint pretrial order up to and including thirty (30) days following the outcome of the competing dispositive motions.

Defendant filed a Motion for Summary Judgment on September 12, 2023 [ECF No. 25].

1 and responses are due October 3, 2023. Plaintiff filed a Partial Motion for Summary Judgment
2 on September 13, 2023 [ECF No. 26], and responses are due October 4, 2023. Plaintiff also
3 filed an unopposed motion to permit the late filing of his partial Motion, due to the weather
4 conditions that prohibited the timely filing of same [ECF No. 27]. The parties are currently
5 awaiting an order regarding whether the court will allow the late filing of Plaintiff's Motion and
6 as such, request an extension of fourteen (14) days to file their oppositions to the competing
7 Motions.

8 Pursuant to Local Rule IA 6-1(b), the parties hereby aver that this is the parties' first
9 such extension requested regarding this subject. The parties are requesting an extension of 14
10 days, making Plaintiff's Opposition due October 17, 2023, and Defendant's Opposition due
11 October 18, 2023.

12 IT IS HEREBY STIPULATED AND AGREED between the parties that Plaintiff shall
13 have up to and including October 17, 2023, to file his Opposition to Defendant's Motion for
14 Summary Judgment [ECF No. 25]. IT IS FURTHER HEREBY STIPULATED AND AGREED
15 between the parties that Defendant shall have up to and including October 18, 2023, to file their
16 Opposition to Plaintiff's Partial Motion for Summary Judgment [ECF No. 26].

17 Dated this 3rd day of October, 2023

Dated this 3rd day of October, 2023

18 **RESNICK & LOUIS, P.C.**

POLI, MOON & ZANE, PLLC

19 /s/ Eleanor D. Murphy
20 PAUL A. ACKER, ESQ.
Nevada Bar No. 3670
21 ELEANOR D. MURPHY, ESQ.
Nevada Bar No. 15071
8925 West Russell Road, Suite 220
22 Las Vegas, Nevada 89148
Attorneys for Defendant

23 /s/ Michael N. Poli
MICHAEL N. POLI, ESQ.
Nevada Bar No. 5461
403 Hill Street
24 Reno, Nevada 89501
Attorneys for Plaintiff

25 **IT IS SO ORDERED:**

26 
UNITED STATES DISTRICT JUDGE

27
28 **DATED:** October 4, 2023